

# A Handbook of NRA

## Second Edition

An analysis and compilation of the National Industrial Recovery Act and related statutes, federal and state, and of all executive orders, regulations, agreements, administrative rulings and judicial decisions relative thereto; together with a comparative presentation of typical provisions of the several codes of fair competition, the texts of the principal codes and summaries of all minor codes.

Edited by

LEWIS MAYERS, Ph.D., LL.B.  
of the New York Bar

Member of the Bar of the District of Columbia; Associate Professor  
of Business Law, School of Business, College of the City of New York

With Supplement Service

NEW YORK and WASHINGTON  
FEDERAL CODES INC.

1934

PLAINTIFF'S  
EXHIBIT

CASE  
NO. CV04-0360P

EXHIBIT  
NO. 318

APPENDIX I—CODES APPROVED IN 1933

**ALCOHOLIC BEVERAGES IMPORTING  
INDUSTRY**

(Approved Dec. 2, 1933; Effective Dec. 3, 1933)

*[The following summarizes the chief provisions of this Code:*

Article IV.—Permit issued by Director of F. A. C. A. required of anyone engaging in the Industry. Permit revocable by Director after hearing on charges.

Article V.—Unfair methods of competition: False advertising, misbranding, commercial bribery, sales on consignment, rebates, prizes, sales to unauthorized vendors, violations of State laws.

Article VI.—Members of the Industry shall sell beverages in bottles only, except in sales to rectifiers, blenders, State agencies, export sales, and shipment in bond.

Article VII.—Members shall file price schedules with Code Authority. Underselling and gouging alike prohibited. Prices reflecting either of these qualities may be declared ineffective by the Administration.

Article VIII.—Administration may require plant and personnel reports from members of the Industry as the need arises.

Article IX.—Administration: Code Authority chosen by members of the Industry, with power: to administer the Code generally, formulate regulations, investigate charges of Code violations and gather reports of the Industry as required by the Administration.

Article X.—Federal Alcohol Control Administration may prescribe regulations necessary to the carrying out of the Code and take action in cases where Code Authority has failed to act.]

**ALCOHOLIC BEVERAGE WHOLESALE  
INDUSTRY**

(Approved Dec. 9, 1933; Effective Dec. 10, 1933)

*[The following summarizes the chief provisions of this Code:*

Article IV. Permits procured from Director of F.A.C.A. required before engaging in the Industry. Permit revocable for cause.

Article V. Unfair methods of competition: false advertising, misbranding, failure to observe Food and Drugs Act requirements, commercial bribery, shipments on consignment, rebates, price guarantees, prizes, control of retail outlets, sales to unauthorized vendors, violations of State laws, exclusive outlets, falsifying invoices.

Article VII. Bottling of all merchandise required, except sales to blenders, rectifiers, State dispensaries.

Article VIII. Lists of prices and terms to be published and filed with Code Authority. Members shall adhere to same Code Authority or F.A.C.A. may declare ineffective any price which tends to encourage destructive price-cutting, encourage bootlegging, oppress consumers.

Article XI. Administration: Code Authority, subject to approval of F.A.C.A. and removal at discretion of latter, to be selected by members of the Industry and to cooperate with Administration in enforcing the Code.]